

ties at a certain rate, and was therefore unjust, and that the annoyance to travelers purchasing tickets was unnecessarily caused by the enforcement of the validation provision by the roads.

TO DISCOURAGE SCALPING.

Commissioner Prouty asked the witnesses for the railroad why the amount of the fee was not included in the price of the ticket, thus saving the ticket was sold. He received reply that the idea of validation was to protect the company from loss by "scalping" by providing sufficient identification to be presented by the original holder of the ticket for the protection and convenience of the traveling public. Some protection it was claimed, was necessary in the case of the sale of low-rate tickets, and validation furnished, in great measure, such protection. It was also claimed that validation was not intended to discriminate, according to the witness, in every validation point who attend to the matter efficiently and expeditiously.

Some detail as to the method of handling the fee for validation, which is a charge made by the railroad companies, was given by Mr. Prouty. Passengers are protected and is handled by it, as gone into by Commissioner Prouty, and it was shown that sometimes the railroads, which are members of transcontinental associations, do not share in the same proportion of the expense of the validation offices, and sometimes a surplus was accumulated, and in such instances the deficit, or surplus, as the case might be, was divided among the railroads party to the arrangement.

"KICKERS AT THE CLUB."

Several dashes of repartee enlivened the proceedings, as when Judge Street asked the complainant while on the stand, if it was not a fact that the public generally regarded validation as a means to an end, and if it did not cause a feeling of hostility toward the railroads. Attorney Williams at once took the subject up, and said:

"Mr. Riter, is it not a fact that the principal objection to the validation fee is made by yourself and Judge Street over at the University club?"

"No, sir," replied the witness, "some of the people over at the University club consider it a joke that I am prosecuting this case against the railroads."

While Mr. Kyes was on the stand he was asked by Mr. Street if people purchasing tickets in the uptown office of the Short Line did not "kick" at the validation fee.

"Yes," replied Mr. Kyes, "some people kick at the validation fee."

Upon the conclusion of Mr. Riter's testimony, Judge Street announced that the case for the complainant was complete. Attorney Williams did not offer any more testimony, and agree to submit his case to the court before Oct. 1. Judge Street summing up his case on the statements already filed.

Commissioner Prouty then announced a recess until 2 o'clock.

CONDUCTORS CLASH.

Elvai Sight-Seeing Car Men Mix and Law Is Invoked.

Not content with showing tourists the incomparable beauties of Salt Lake City's environs, the two sight seeing auto companies have clashed and two prominent members of the fraternity have proceeded to paint scenery on each other's faces in the shape of blue optics and exfoliated cheeks. The trouble arose as a result of a constantly growing feud. Will shepherd, the manager of the independent auto, has for some time past been waiting for his chance to do damage, says Will Summerville of the other company, and the black eye which Mr. Summerville is carrying about today was received as a result.

I was sitting in the car at the Gould depot," said Mr. Summerville this morning, "when Mr. Shepherd of the independent company, rushed up to me, pulled me out of my chair and proceeded to beat me." Mr. Shepherd had spent the morning in search of witnesses with the intention of making a complaint to the county attorney; and strange to say, the officers of the other company considered themselves aggrieved and likewise reported the assault last night to the police.

MAJOR HOLLEY RELEASED.

Maj. Dwight E. Holley of the Fifteenth Infantry who was under arrest at his quarters, on order from the general commanding the department of the Colorado, has been released, and once more wears his saber. It seems there was a little misunderstanding between him and the commanding general as to interpretation of the regulations. It is held that this was merely the result of a commanding officer, and if he had made a mistake and acted contrary to the rules and regulations provided, the major could not have been held responsible for violating regulations under order from his superior officer. But the matter seems to have been amicably settled, without reference to boards of inquiry or court martial.

SEEKING HOTEL MANAGER.

Two Propositions Under Discussion by Executive Committee of the Utah.

The executive committee of the Hotel Utah is considering an interesting and important matter, viz., whether the present hotel company shall select a manager for the great hostelry, and remain in active ownership, or hand the property over to a new incorporated company. At all events, the man who becomes manager, must be the very best obtainable, one with a world wide experience, one who is "right up in the business," someone who has been helpful with the Waldorf-Astoria management with reference to a man, but nothing definite has been decided.

In the mean time a legend hangs on the outer walls states definitely, "Hotel Utah, while open about June 1, 1911." The building is being put up on the seventh story of the front elevation, and the concrete flooring work is practically all done. Fireproof partitions are being rapidly erected, and general building is being pushed as fast as possible. The structure already presents an imposing appearance.

DEATH OF ALEC. WILSON.

Alec Wilson, 34 years of age, whose family residence is 34 south Eighth West street, died at St. Mark's hospital after an illness of short duration. He is survived by a widow and several children.

FIRE IN ROOMING HOUSE.

A slight fire with no damage called the department from headquarters station this afternoon to a roominghouse at 20 west Second South street over the Broden Office Supply company's store. Plumbers at work had upset a gasoline tank, the resulting blaze had been extinguished before any damage was done. In the excitement of the moment the laundry inside in an alarm, but upon arrival of the fire fighters had escaped.

A PRIVATE SAFE MAY BE RENTED IN THE FIRE AND BURGLAR-PROOF VAULTS OF THE SALT LAKE SECURITY & TRUST CO., 32-34 MAIN STREET, \$2.00 PER YEAR.

Krug's Malt Life

Builds up the system, aids digestion, improves the appetite, soothes the nerves, produces healthful sleep.

A great boon to nursing mothers, convalescents and those of weak and run-down systems.

25c a Bottle
Three for 65c
\$2.50 a Dozen

WORKS OF HON YOUNG
ADORN DESERET GYM

Athletes in Relief to be Placed Over Main Entrance to Handsome Structure.

Athletic figures in bas relief, the latest work of Mahon Young, are being placed over the main entrance to the new Deseret gymnasium by Contractor William J. Tudenham today. The sculptor's work has been viewed by many critics and they have pronounced the figures as his best work. A close inspection of the figures today as they lay in the basement of the gymnasium failed to bring out their true worth, though even in that room they were striking. The figures were modeled by the skilled hand of the artist with the view to their being mounted on the entrance to the gymnasium, and when mounted will be seen from below in the proper perspective the effect is a true refection of the artist's skill.

While all are striking in their lines of action, perhaps the figure showing a hurdler in action is most effective, a bold, resolute and nimble of race, a remarkably full of life and action. Other figures show athletes ready for the shot-put, the hammer throw, throwing the discus and others, some of them mounted on the athletic field. In all the work, the modeled figures are true to the thought behind each and the figures will be a lasting feature of the already handsome building.

Both General Secretary B. S. Hinckley and Physical Director are busily with preparations for the opening and operation on Sept. 20. There will be a meeting of the committee on construction, consisting of over 150 young men selected from various schools and universities and near the city, at the gymnasium this evening at 8 o'clock. The committee will be finally organized and instructed in the details of the work to be done in the planning of the reception. It is planned to have the guests of the evening seated through the building in groups of 10, each group having a leader to fully explain the various features of the institution, the purposes of the many different kinds of apparatus, the terms of membership, etc. The gymnasium may be used and the many other points the visitors will inquire about.

The gymnasium promises to start under most favorable circumstances. Enrollment is already high and Physical Director is already planning for the organization of classes for the fall. The enrollment is expected to be 1,000 Sept. 20. Throughout the building workmen are busily putting on the finishing touches and by the time of the opening everything will be completed and ready for use.

The purpose of the gymnasium is to build strong bodies to house strong minds and Physical Director Day says that through the exercises of the weak bodies may be made strong, defective physically corrected and individual physical defects accomplished. Skilled instructors on the staff will direct the work and as a consequence the methods employed will be those adopted by the most eminent investigators of the subject of the development of physical powers. The announcement of the staff of the gymnasium is expected daily.

GREEK LEPER WALKS OUT NOT TO RETURN

John Kokas Creates Consternation Among County Commissioners And Escapes to the Streets.

John Kokas, the Greek, who is afflicted with leprosy and who has given the city, county and government of Peers much concern as to what disposition can be made of him, is again at large. This morning during the session of the county commissioners the door to the commissioners' room opened and Detective Foster, clerk of the city board of health, came with Kokas, and gravely announced that the city wished to turn the Greek over to the county as a pauper. Immediately it became known that the leper was in the office, a general scattering took place, and the commissioners and the other members of the county commission disappeared through side doors and the clerk bolting out a window. During the excitement Kokas took advantage of the opportunity to make his escape, and made a dash for liberty. At a late hour yesterday he was still at large, with no trace of his whereabouts having been reported to the officers.

Kokas was engaged in peddling ice cream on the streets before he was reported as a leper, and when it was discovered that he was suffering from the dread disease he disappeared. Dr. Paul, city health officer, finally located him, however, in a Greek rooming house, and he was placed in a hospital ward of the hospital, where he was cared for by the city.

County officials and the United States immigration service have been called into consultation as to what is best to be done with Kokas, but as he had been in the country more than three years, the government would not deport him. The city has already paid \$350 in keeping him, and feels unable to continue the expense. This morning it was decided to turn him over to the county as a pauper, when the scene of consternation followed permitted the leper to escape.

LATE LOCALS

Taking Prisoner Back—John Charlton, mining engineer arrested several days ago by Detectives Janney and Ripley, will be taken back to Chicago today. Detectives Janney and Ripley arrived here yesterday with requisition papers for Charlton, who is charged with having defrauded a Chicago bank by means of an over draft of \$300.

Twenty-ninth Ward—A reception will be given this evening in the Twenty-ninth ward meetinghouse in the Twenty-ninth Ward. Meads who lately returned from a foreign mission. The program included vocal and instrumental music, slight of hand performances by Victor Winkler, a promising prestidigitator.

A private safe may be rented in the fire and burglar-proof vaults of the Salt Lake Security & Trust Co., 32-34 Main street, \$2.00 per year.

SPEEDY JEFFRIES LANDS HERE TODAY

Slayer of Tim Patten in Heidelberg Saloon Being Brought Here From Seattle.

"Speedy" Jeffries, who shot and killed Coslett, alias Tim Churchill, alias Tim Patten, in the Heidelberg saloon during the early morning hours of August 5, will be brought back to Salt Lake this afternoon in the custody of Deputy Sheriff "Andy" Smith.

After removing a window pane with a knife, putting a quietus on the vicious watch dog with a club and completing the animal's coma with a pleasurable dose of chloroform, two robbers broke into the store of John F. Kirk at 202 west Third South street at an early hour this morning and succeeded in getting away with 200 pennies, nothing else.

Mr. Kirk says that he has frequently been robbed, but that this is the first time since he employed the fox terrier which is the whole neighborhood. He is a quiet, placid dog, watching every twinkle of the eyes of customers and emitting an ominous growl every time imaginary lines are crossed. The robbers have not been captured, and it was not until a late hour this morning that the dog had sufficient spirit in him to indicate that something was wrong. The dog's yellow liquid adorned his face as if plans for a sulphuric cremation had been laid at the same time as the anesthesia was applied to remove the pain to the dog's injured feelings. For this day at least the dog has lost all his snap and gibe.

A woman who lives in the vicinity saw two negroes near the store at an early hour this morning. A negro went to the store Monday and asked for a match.

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PERSONALS.

Cashier W. H. Shearman of the Merchant's bank has gone with Dr. Bracken to San Francisco to attend to his father's funeral.

Mrs. Stubbs and Miss Mary Stubbs of Baltimore, Md., who spent the summer visiting with the family of Samuel Neal, have returned to their eastern home, much gratified with their sojourn in Utah.

Rev. P. A. Simpkin leaves next week for a business trip to Chicago, Atlanta, and New York, involving an absence of two and a half weeks.

Mrs. G. G. Wright and Mrs. Annie S. Wright are in the city from Idaho Falls.

SCHOOL ENROLLMENT BREAKS PAST RECORDS

(Special to The News)

October enrollment in the school system is broken today in the school system, consisting of over 150 young men selected from various schools and universities and near the city, at the gymnasium this evening at 8 o'clock. The committee will be finally organized and instructed in the details of the work to be done in the planning of the reception. It is planned to have the guests of the evening seated through the building in groups of 10, each group having a leader to fully explain the various features of the institution, the purposes of the many different kinds of apparatus, the terms of membership, etc. The gymnasium may be used and the many other points the visitors will inquire about.

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SCHOOL BEGINS SEPT. 7TH.

Latter-day Saint's Business College and the Latter-day Saint's High School will open for regular instruction on Wednesday, Sept. 7. Registration will begin Thursday, Sept. 1, and will continue until instruction begins. Students are advised to register early. When you go to school go to a good one.

WEDDING STATIONERY.

We carry a new and up to date line of Wedding Invitations and Announcements. Also calling cards and social invitations of all kinds.

THE DESERET NEWS JOB DEPT.

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CHLOROFORMED DOG; THEN ROBBED STORE

John F. Kirk's Market in West Third South Entered and Two Hundred Pennies Taken.

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MOTHER'S PATHETIC APPEAL TO POLICE

Mrs. Sarah Turpen Incloses Worn Dollar Bill to Pay for Their Trouble.

Enclosing a worn dollar bill and a picture of her 15-year-old son, Donny Turpen, Mrs. Sarah Turpen, who lives at 129 Walnut street, in Evansville, Ind., writes a pathetic letter to the police asking them to locate her boy. She heard of him last in Ogallala, Neb.

The boy is 5 feet, 2 inches in height, weighs 100 pounds, and one of his hands is crippled. Mrs. Turpen enclosed the dollar bill, but gave no trouble in locating her son.

Mrs. A. Conoly of 20 Travis street, Salt Lake, writes to the police to ask that the wife of Clarence Willis be found at that place and all efforts to locate him have failed. She says Willis deserted his wife.